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Attorneys for Defendant
BRENDA M. O. CHUNG (02)

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

UNITED STATES OF AMERICA,)	CR. NO. 02-00225 DAE
)	
Plaintiff,)	DEFENDANT BRENDA M. O.
)	CHUNG'S (02) MOTION TO
vs.)	SEVER; DECLARATION
)	OF COUNSEL; MEMORANDUM
ANDY S. S. YIP, (01))	OF LAW; EXHIBIT A;
BRENDA M. O. CHUNG, (02))	CERTIFICATE OF SERVICE
)	
Defendants.)	Trial: February 21, 2007
)	Judge: David A. Ezra

DEFENDANT BRENDA M. O. CHUNG'S (02) MOTION TO SEVER

Comes now Defendant, Brenda M. O. Chung (02), by and through her undersigned counsel, and hereby moves this Honorable Court for an order severing Defendant Brenda M. O. Chung's (02) trial from that of Defendant Andy S. S. Yip (01) in the above-referenced matter.

In the alternative, Defendant Chung moves this Honorable Court for an order severing the trial of counts 1, 2, and 3 of the Second Superseding Indictment in the above-referenced case from counts 4 through 9.

This motion is made pursuant to Rules 2, 12(3)(B), 14(a), and 47 of the Federal Rules of Criminal Procedure, Rules 102, 105, 402, 403, and 404(b) of the Federal Rules of Evidence, the Fifth, Sixth, and Fourteenth Amendments to the United States Constitution, the Declaration of Counsel and Exhibit A appended hereto, and such evidence that may be adduced and argument that may be heard at the hearing of the instant motion.

DATED: Honolulu, Hawaii, February 7, 2007.

/s/ Howard K. K. Luke

HOWARD K. K. LUKE

DAVID M. HAYAKAWA

Attorneys for Defendant

BRENDA M. O. CHUNG (02)